ORIGINAL

FILED

NEHEMIAH ROBINSON J-71342
CALIPATRIA STATE PRISON (ASU, E-POD #148)
P.O. BOX 5008
CALIPATRIA, CA. 92233

2008 AUG 11 AM 8:29

CLERK US DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

BY RM DEPUTY

NUNC PRO TUNC
AUG - 5 2008

IN THE UNITED STATES DISTRICT COURT

FOR THE SOUTHERN DISTRICT OF CALIFORNIA

NEHEMIAH ROBINSON,

Plaintiff,

v.

T. CATLETT, ET AL.,

Defendants.

08-CV-00161-H (BLM)

PLAINTIFF'S NOTICE OF MOTION AND PLAINTIFF'S OPPOSITION TO DEFENDANTS' MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED COMPLAINT; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT; DECLARATION OF N. ROBINSON; IN SUPPORT OF REQUEST FOR JUDICIAL NOTICE; AND SUPPORT OF OPPOSITION TO DEFENDANTS' MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED COMPLAINT.

HEARING: AUGUST 28, 2008.
TIME: 9:00 A.M.
COURTROOM: SUITE 5140
JUDGE: THE HONORABLE BARBARA L. MAJOR

NO ORAL ARGUMENT REQUESTED

TO THE HONORABLE COURT AND DEFENDANTS:

PLEASE TAKE NOTICE THAT ON AUGUST 28, 2008, AT 9:00 A.M., IN THE ABOVE-REFERENCED COURT, LOCATED AT 940 FRONT STREET, SAN DIEGO, CALIFORNIA, 92101, PLAINTIFF ASK THE COURT FOR AN ORDER DENYING DEFENDANTS'

CR

MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED COMPLAINT OR PORTIONS THERE OF.

THE OPPOSITION IS BASED ON THIS NOTICE OF MOTION AND MOTION, THE ACCOMPANYING MEMORANDUM OF POINTS AND AUTHORITIES, THE DECLARATION OF N. ROBINSON IN SUPPORT AND THE REQUEST FOR JUDICIAL NOTICE AND SUCH OTHER MATTERS AS THE COURT DEEMS APPROPRIATE.

DATED: JULY 30, 2008.

RESPECTFULLY SUBMITTED,

Mr. Nehemiah Robinson

NEHEMIAH ROBINSON J-71342
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